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9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,	)	No. CR 12-00504 EMC
	)	
13 Plaintiff,	)	<b>STIPULATION AND [PROPOSED]</b>
	)	<b>ORDER CONTINUING SENTENCING</b>
14 v.	)	<b>HEARING</b>
	)	
15 FREDDIE HERNANDEZ,	)	Sentencing Date: January 16, 2013
	)	Proposed Date: February 6, 2013
16 Defendant.	)	Time/Place: 2:30 p.m., Courtroom 5
	)	Judge: Hon. Edward M. Chen

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18 The undersigned parties jointly stipulate as follows:

- 19 1. The sentencing in this matter is currently set for January 16, 2013, at 2:30 p.m.
- 20 2. Due to the unavailability of defense counsel and the need to further verify Mr.
- 21 Hernandez's criminal history, defense counsel requests a brief continuance of Mr.
- 22 Hernandez's sentencing hearing to February 6, 2013, at 2:30 p.m.
- 23 3. Assistant United States Attorney Mark Kang joins in this stipulation and has no
- 24 objection to continuing the sentencing in this matter until February 6, 2013, at
- 25 2:30 p.m.
- 26 4. Probation Officer Sara Rizer Black has been contacted by defense counsel and has
- 27 no objection to moving the hearing to February 6, 2013, at 2:30 p.m.

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1 IT IS SO STIPULATED.

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3 Dated: December 28, 2012

/S/

BRANDON M. LeBLANC  
Assistant Federal Public Defender

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6 Dated: December 28, 2012

/S/

MARK KANG  
Assistant United States Attorney

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10 **[~~PROPOSED~~] ORDER**

11 For good cause shown, and for the above reasons stated by counsel, it is hereby

12 ORDERED that the sentencing hearing currently calendared for January 16, 2013, is continued to

13 **February 6, 2013, at 2:30 p.m.** before this Court.

14 IT IS SO ORDERED.

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16 Dated: 1/3/13

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